

1 THE HONORABLE JOHN H. CHUN
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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8	UNITED STATES OF AMERICA,	No. CR 23-00029-JHC-1
9	v.	ORDER GRANTING UNOPPOSED
10	MOHAMED AWEYS MUSE,	MOTION TO CONTINUE TRIAL DATE
11	Defendant.	

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13 THE COURT having considered the unopposed motion to continue trial filed by
14 Defendant Mohamed Muse in this matter, as well as the records and files herein, hereby
15 makes the following findings:

16 1. Taking into account the exercise of due diligence, a failure to grant a
17 continuance in this case would deny counsel for the defendant the reasonable time
18 necessary for effective preparation due to counsel's need for time to write substantive
19 pretrial motions, as set forth in 18 U.S.C. § 3161(h)(7)(B)(iv).

20 2. A failure to grant such a continuance in this proceeding would likely result
21 in a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

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3. The additional time requested is a reasonable period of delay, as the Defendant has requested only a three-week continuance to be able to fully draft pretrial motions.

4. The ends of justice will best be served by a continuance, and the ends of justice outweigh the best interests of the public and the Defendant in any speedier trial, as set forth in 18 U.S.C. § 3161(h)(7)(A); 18 U.S.C. § 3161(h)(7)(B)(i), (iv).

5. The additional time requested between the current trial date of April 8, 2024 and the new trial date is necessary to provide counsel for the Defendant the reasonable time necessary to prepare for trial.

6. The period of delay from the date this motion is filed to the new trial date as set by this Court, is excludable time pursuant to 18 U.S.C. § 3161(h)(7)(A) and U.S.C. § 3161 (h)(7)(B)(i), (iv).

IT IS THEREFORE ORDERED that the defendant's motion is GRANTED. The trial date in this matter is continued to April 29, 2024. All pretrial motions shall be filed no later than February 29, 2024.

IT IS FURTHER ORDERED that the time period between the date of the filing of the unopposed motion and the new trial date is a reasonable delay and is excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(6).

SIGNED this 31st day of January, 2024.

John H. Chun
HONORABLE JOHN H. CHUN
United States District Judge